



CANNON BUILDING
861 SILVER LAKE BLVD., SUITE 203
DOVER, DELAWARE 19904-2467

**STATE OF DELAWARE
BOARD OF NURSING**

TELEPHONE: (302) 744-4500
FAX: (302) 739-2711
WEBSITE: DPR.DELAWARE.GOV
EMAIL: customerservice.dpr@state.de.us

PUBLIC MEETING NOTICE:	BOARD OF NURSING Meeting Minutes
DATE AND TIME:	Wednesday, January 8, 2014 at 9:00 a.m.
PLACE:	Cannon Building, Second Floor Conference Room A 861 Silver Lake Blvd., Dover, DE 19904
Minutes Approved:	February 12, 2014

MEMBERS PRESENT

Robert Contino, RN, President, Nurse Education Member
Pamela Tyranski, Vice-President, RN Member
Delphos Price, APN Member
Harland Sanders, Jr., Public Member
Dianne Halpern, RN Member
Victoria Udealer, RN Member
Madelyn Nellius, Public Member (left meeting at noon; returned at 1:14)
Mary Lomax, Public Member
Kathy Bradley, LPN Member
Lyron Deputy, RN Member (left meeting at noon; did not return to meeting)
Tracy Littleton, LPN Member
Rosemarie Vanderhoogt, Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Pamela Zickafoose, Executive Director
Sheryl Paquette, Administrative Specialist III
Patty Davis-Oliva, Deputy Attorney General

MEMBERS ABSENT

David Salati, RN Member

ALSO PRESENT

Vera Sitze, Wilcox and Fetzer
Nancy Bastholm
Victoria Nelson
Deanna Green
Karen Panunto
Elaine Smith
Joann Baker
Lisa Schieffert
Carly Hampton
Stephanie Pokoiski

Dr. Contino called the meeting to order at 9:00 a.m. The Board introduced themselves to the public. Dr. Contino welcomed Ms. Rosemarie Vanderhoogt to the Board.

REVIEW OF MINUTES (November 13, 2013)

The Board reviewed the minutes of the November 13, 2013 meeting. Mr. Sanders made a motion, seconded by Mr. Price, to approve the minutes. By majority vote, the motion carried, with Ms. Littleton and Ms. Vanderhoogt abstaining.

ADOPTION OF THE AGENDA

Dr. Contino added 9.3.3.1 Hearing Panel Assignments, to the agenda. Mr. Price said a correction needed to be made to section 9.6 Disciplinary Hearings. The sub-sections under 9.6 needed to be changed to 9.6.1 and 9.6.2. Dr. Lomax made a motion, seconded by Ms. Halpern, to adopt the agenda as amended. By unanimous vote, the motion carried.

ACTIVITIES REPORT

Dr. Zickafoose reported the number and types of active licenses as of January 7, 2014.

Total Active Licenses = 20,098

RN = 15,594

LPN = 3193

APN = 1311

Total permits = 23

UNFINISHED BUSINESS

None

COMMITTEE REPORTS

APN Committee – Mr. Price said due to inclement weather the committee did not meet in December as scheduled. He said he will be attending the NCSBN APRN Roundtable meeting on February 11, 2014 in Chicago. The next meeting for the APN Committee is scheduled for January 21, 2014.

AWSAM Committee – Ms. Tyranski reported the committee met on November 21, 2013. The sub-committee met on December 3, 2013. The sub-committee has concluded their work, including the final exam, curriculum, quizzes, etc. they were working on. They submitted the final product to the AWSAM committee for review. The full committee is currently working on statutory changes and reviewing draft language for the Rules. They are trying to finish the model policies and procedures that they will provide to entities who will adapt the AWSAM program into LLAM. The next meeting is scheduled for January 21, 2014 in Dover.

Dr. Contino asked if schools will be required to stock Epinephrine and train staff to administer it. Ms. Tyranski explained that Epinephrine was already covered in AWSAM but is kept at the schools only when prescribed for a particular student rather than as a stock medication. Dr. Zickafoose added that Glucagon is being added to the LLAM curriculum and these are the only two injectable drugs allowed for lay administration because they are covered under the exceptions in § 1921.

Practice and Education Committee – Dr. Contino said the committee met on December 20, 2013. The annual reports from Delaware's schools of nursing were reviewed.

Margaret H. Rollins School of Nursing at Beebe Healthcare: Dr. Contino reported they had an NCLEX-RN pass rate of 81.25% and the motion of the committee is to grant MHR full approval. Dr. Contino said the committee received a letter from Ms. Connie Bushey, who recently retired in December 2013, asking for approval for Ms. Joan Thomas as interim Director. The motion of the committee is to grant approval for Ms. Thomas. Both motions from committee were unanimously approved by the Board.

Camtech: NCLEX-PN pass rate was 41.67%. They did not submit an annual report. The Board is in the process of withdrawing approval for their program, Camtech has appealed that decision, and the Board is awaiting the court's decision. Dr. Contino said the last group of students should graduate in January 2014. The Board will continue procedures to withdraw approval. The motion from the committee was unanimously approved by the Board.

DIHS: NCLEX-PN pass rate of 0% with four students taking the NCLEX-PN exam. The school is closed; therefore, no report was received.

Delaware Skills Center: NCLEX-PN pass rate of 90.63%. Their report was reviewed and revisions in the curriculum were suggested. Based upon their NCLEX pass rate, the committee granted them full approval with submission of course names and sequence sheets modifications sent by February 3, 2014. The committee will meet on February 4th and will review them at that time. The motion from the committee was unanimously approved by the Board.

Delaware Skills Center LPN Refresher Program: This is a new program. A report was submitted and reviewed by committee. Six students completed the refresher this year. The recommendation of full approval was made, with information to be submitted by February 3, 2014 to clarify one statement in the report. The motion from the committee was unanimously approved by the Board.

DelCastle: NCLEX-PN pass rate of 50.00%. The committee received a letter that the school closed voluntarily on June 30, 2013; therefore, no report was submitted. Students graduating from this school can take the NCLEX exam until June 30, 2018 and then their code will be discontinued. No motion was necessary from committee.

Delaware State University: They had an NCLEX-RN pass rate of 56.41%. The committee noted this is the 4th year they have fallen under the 80% NCLEX pass rate standard. This program was on conditional approval since last year. Evaluative data is lacking as far as employer and student surveys were concerned. The committee requests clarification of evaluative data. Two new faculty were submitted for approval and both met qualifications in the rules. A letter was received recommending Dr. Sharon Mills-Wisneski as the department chairperson. Dr. Contino stated she met all requirements and he recommended continued conditional approval with an interim report due June 1, 2014 and approval of Dr. Mills-Wisneski, Sara Meyers, and Michell O'Neal. By unanimous vote the motions carried.

DTCC, Owens Campus: NCLEX-PN pass rate of 92.22% and NCLEX-RN pass rate of 66.67%. Dr. Contino congratulated them on the PN pass rate and the high employment rates for both programs. There were questions regarding survey data and the question used. Dr. Contino explained Ms. Tammy Paxton announced her retirement and Ms. Julie Seeley is now the new Chairperson. She meets the requirements. The recommendation of full approval was made for the LPN program, RN program, the Refresher program, as well as the change in department Chairperson (Ms. Seeley). The motion was unanimously approved by the Board. DTCC Owens campus will be having an ACEN site visit in February related to the low NCLEX-RN pass rates.

Dr. Zickafoose added the attrition rates were very high and she stated the committee plans to request separate reports for each type of program for those schools with more than one type of nursing education program. It was difficult to decipher data in the combined reports.

DTCC, Stanton Campus: NCLEX-RN pass rate of 88.81%. There was a question about the clinical ratios and all campuses transitioning to the common curriculum. The committee recommends continued full approval for one year. The motion was unanimously approved by the Board.

DTCC, Stanton Campus Refresher Program: The program had 12 students enrolled; however, 11 completed the program. There was a question about the clinical ratios and whether students had hands-on clinical or if it was all observational. The committee recommends continued full approval for one year pending explanation of clinical to be submitted by Feb. 3, 2014. The motion was unanimously approved by the Board.

DTCC, Terry Campus: NCLEX-PN pass rate of 95.45%, NCLEX-RN pass rate of 90.43%. The committee recommends full approval for both programs for one year. The motion was unanimously approved by the Board.

Leads School of Technology: NCLEX-PN pass rate of 32.41%. The committee was pleased with the quality of report. It was noted that Leads has never met the 80% rule and still has some issues with their survey data. Dr. Contino stated Leads had made major changes in their curriculum and they were implementing these changes verified by the site visit. Their action plan was accepted last year and this gives Leads until June 2014 to meet the 80% pass rate. Dr. Contino said the committee will look at their report in June but will wait until December to make the final decision after the annual report is submitted. The committee recommends granting continued initial conditional approval for one year with an interim report due June 1, 2014. The motion was unanimously approved by the Board.

Polytech Adult Education Program: NCLEX-PN pass rate of 83.87%. The committee said their report was nicely written and congratulated them on achieving ACEN accreditation last year. The committee recommends full approval for one year. The motion was unanimously approved by the Board.

University of Delaware: NCLEX-RN pass rate of 87.50%. Dr. Contino explained UD had three programs, the traditional undergraduate, the accelerated program and the RN to BSN program. Good evaluative data was received and their alumni survey data had a 40.6% response rate. The student survey had an 86.5% response rate. The committee recommends full approval for one year. The motion was unanimously approved by the Board.

University of Delaware Refresher Program: There were 84 students enrolled in this program; 46 students completed the program. Fourteen students are still in progress, while 24 have not completed the program, given an attrition rate of 28.5%. There were no NCLEX rates due to this being a refresher program. The committee recommends full approval for this refresher program for one year. The motion was unanimously approved by the Board.

Wesley College: NCLEX-RN pass rate of 83.87%. Dr. Zickafoose congratulated Wesley for achieving the 80% benchmark. She said the committee recommends full approval for one year. By majority vote the motion passed, with Dr. Contino and Mr. Deputy recusing.

Dr. Contino said the committee discussed and compared the annual report and the ACEN faculty tables and considered how this information should be reported. He said a sub-committee is going to look at this issue and make recommendations regarding the table used in the annual report.

The committee received a letter from Delaware Technical Community College (DTCC) regarding a curriculum change which was previously reviewed by the committee. DTCC originally included a plan that had six semesters; however, that has now been reduced to five semesters. The committee put forth a motion to accept the new plan with five semesters. The motion was unanimously approved by the Board.

A letter was received from Lincoln University informing the Board that Lincoln will be using clinical sites in Delaware at Rockford and Exceptional Care for Children. Dr. Contino said the Board of Nursing does not approve outside schools using clinical sites; however, they are required to notify the Board to comply with the Rules and Regulations of Delaware. Dr. Contino said he responded to a person that

asked a question about removing epidural catheters. He said he referred her to the Rules and Regulations. Khan Academy is conducting a contest for nursing videos to be used for NCLEX review and the NCSBN is aware of this contest. The next meeting of the Practice and Education committee is scheduled for February 4, 2014 in Dover to review Leads School of Technology application for a new Associate Degree RN program.

Rules & Regulations Committee – Mr. Deputy presented minor changes to the Rules in regards to online renewal of licenses. He stated this was in response to Executive Order 36 issued by the Governor last year and that hearings were held in each county for public comments. He made a motion to accept the rules language changes. By unanimous vote the motion carried. There will be a public hearing scheduled in March.

PRESIDENT'S REPORT

Dr. Contino said he enjoyed the December luncheon with Ms. Nicholson. He will be attending the NCSBN mid-year meeting in Kansas City, Missouri with Dr. Zickafoose and Ms. Tyranski during the second week in March 2014. The meeting for the Board of Nursing will be rescheduled to March 19, 2014.

Dr. Contino reported he gets updates from the NCSBN on other states' legislation:

- Wisconsin – the Governor signed a bill that provides for the Department of Safety and Professional Services to issue licenses in any discipline as long as the applicant passes an exam. Nursing is exempt from this legislation.
- Michigan – Governor signed legislation that requires school boards to be trained to use epi-pen auto injections.
- Missouri – The senate has withdrawn from consideration a bill proposed to remove geographic proximity of APRN nurses and collaborative agreements. Dr. Zickafoose said this is not good news and it is not supportive of the Consensus Model.

EXECUTIVE DIRECTOR'S REPORT

Dr. Zickafoose said Director James Collins has received a promotion as the Deputy Chief of Staff for the Governor of Delaware and his last day with the Division will be Friday, January 10, 2014. Ms. Kay Warren, Deputy Director, will be retiring on January 31, 2014. Dr. Zickafoose read an email she received from Secretary of State Jeffrey Bullock. She said Mr. David Mangler has accepted the Director's position with the Division of Professional Regulation and he begins January 13, 2014. The Reliant Behavioral Health transition is going well and there will be an article in the DNA Reporter submitted by James Collins regarding the DPHMP. Dr. Zickafoose submitted an article on two pieces of legislation she hopes will be introduced this legislative session- Consensus Model and LLAM. She will be attending the Institute of Regulatory Excellence in San Diego, CA later this month and will present her literature review on Substance Use Disorder Implementation Strategies in DE. As previously mentioned the Midyear meeting is in March in Kansas City and she thanked the board members for their willingness to change the March meeting date to accommodate attendance at the Midyear meeting. The NCLEX PN passing standard was approved to be raised from -0.27 to -0.21 logits with the implementation of the 2014 PN test plan on April 1, 2014. LPN renewal notices were sent December 5th to 3173 licensees who must renew before Feb. 28, 2014. Audit notices were sent to RNs from the September renewal group and their information was due back to the Division by Dec. 24, 2013. Only a few licensees did not pass the audit and will be sent for a rule to show cause hearing.

NEW BUSINESS BEFORE THE BOARD **LICENSEE APPLICATION REVIEWS**

By Examination

None

By Endorsement

Victoria Nelson, LPN – Ms. Nelson graduated from the Pennsylvania College of Technology, Williamsport, PA in December 2006. Her CBC shows Offensive Touching (Rule 15.2.7) on 12/4/98. Her letter of explanation states her husband was choking her so she bit him. She answered 'yes' to question #25 and wrote 'Domestic Violence issue 1998, offensive touching first and only time involved in Court Sussex County. Completed all requirements,' as her response to the question. Disposition paperwork, letter of explanation, and one positive letter of reference were submitted. After discussion by the Board, Ms. Halpern made a motion, seconded by Dr. Lomax, to grant a waiver to Ms. Nelson for licensure. By unanimous vote, the motion passed.

By Reinstatement

None

Advanced Practice Nurse

None

Renewal

None

COMPLAINT ASSIGNMENTS/ASSIGNED BOARD CONTACT PERSON

Ms. Tyranski made a motion, seconded by Ms. Littleton, to ratify the following complaint assignments given to the respective Board contact person. By unanimous vote, the motion passed.

11-104-13 (Udealer)	11-105-13 (Udealer)	11-106-13 (Deputy)	11-107-13 (Littleton)
11-108-13 (Littleton)	11-109-13 (Halpern)	11-110-13 (Bradley)	11-111-13 (Littleton)
11-112-13 (Halpern)	11-113-13 (Price)	11-114-13 (Udealer)	11-115-13 (Udealer)
11-116-13 (Salati)	11-117-13 (Salati)	11-118-13 (Contino)	11-119-13 (Tyranski)
11-120-13 (Nellius)	11-121-13 (Halpern)	11-122-13 (Bradley)	

CLOSED COMPLAINTS

Closed complaints do not need a vote; they are for information only for the record.

Dismissed by the Attorney General's Office.

11-128-11 11-06-12 11-65-11 11-26-12 11-58-13 11-04-13

Closed Investigations by the Division of Professional Regulation

None

HEARINGS/CONSENT AGREEMENTS – RATIFICATION & SIGNATURE

Consent Agreement(s)

Kristen Edge, RN – Ms. Davis-Oliva provided an overview of the consent agreement. Board members reviewed the document and sanctions. Mr. Price made a motion, seconded by Ms. Nellius, to accept the consent agreement. By majority vote, the motion carried, with Dr. Contino recused.

Yvette Evans, RN – Ms. Davis-Oliva provided an overview of the consent agreement. Board members reviewed the document and sanctions. Ms. Vanderhoogt made a motion, seconded by Ms. Bradley, to accept the consent agreement. By majority vote, the motion carried, with Mr. Sanders recused.

Gerda Crowley, RN – Ms. Davis-Oliva provided an overview of the consent agreement. Board members reviewed the document and sanctions. Mr. Price noted an error in the Consent on page #1. Under the heading, 'It Is Understood And Agreed That', sentence #1 stated that the Respondent is a 'licensed practical nurse' when Ms. Crowley is actually an 'RN'. This needs to be corrected. He said he

would like to see the proposed 18 months' probation increased to 24 months. Mr. Price made a motion, seconded by Ms. Udealer, to reject the consent agreement. By majority vote, the motion carried, with Mr. Deputy recused.

Hearing Panel Findings/Decisions/Orders

None

Ms. Nellius returned to the Board meeting at 1:14 p.m.

Hearing Officer Recommendations

Stefanie Stoler, RN – Board members reviewed the recommendation from the Hearing Officer with Ms. Davis-Oliva describing the sanctions. Ms. Halpern made a motion, seconded by Ms. Nellius, to accept the Hearing Officer recommendation with modification to change the suspension until Ms. Stoler completes the CEUs as outlined in the recommendation. Once the requirement has been met, Ms. Stoler's license privileges in Delaware will be placed on probation for two years. By majority vote, the motion carried, with Dr. Lomax recused.

Cheryl Gehr, LPN, RN – Board members reviewed the recommendation from the Hearing Officer with Ms. Davis-Oliva describing the sanctions. After Board discussion Mr. Price made a motion to revise the Hearing Officer recommendation, seconded by Ms. Halpern, to suspend the DE license pending demonstrating compliance with the order. By unanimous vote, the motion carried.

Crystal Goerlitz, LPN – Board members reviewed the recommendation from the Hearing Officer with Ms. Davis-Oliva describing the sanctions. After Board discussion Mr. Sanders made a motion, seconded by Ms. Udealer, to accept the recommendation as written. By majority vote, the motion carried, with Dr. Lomax recused.

Traci White, RN – Board members reviewed the recommendation from the Hearing Officer with Ms. Davis-Oliva describing the sanctions. After Board discussion Mr. Price made a motion, seconded by Ms. Bradley, to modify the Hearing Officer recommendation to include two years of probation, to complete the CE within 90 days, and any violation will result in immediate suspension. By majority vote, the motion carried, with Mr. Sanders recused.

Donna Elzey, RN – Board members reviewed the recommendation from the Hearing Officer with Ms. Davis-Oliva describing the sanctions. A rule-to-show-cause hearing was held for Ms. Elzey following a random CE audit in which she was to provide 30 CEs during the 2011-2013 renewal period. Ms. Elzey supplied proof of 8.8 CE's earned during the audit period, but was deficient 21.2 CE's. The Board suggested she receive a letter of reprimand for falsely attesting during the 2013 renewal. Ms. Littleton reminded the Board they suspended licenses for one day in situations such as this in the past and Dr. Zickafoose agreed. Ms. Elzey submitted her 21.2 make-up CE's prior to this meeting. Mr. Sanders made a motion, seconded by Ms. Tyranski, to accept the Hearing Officer Recommendation with a modification of the inclusion of a letter of reprimand due to the false attestation at the time of renewal. By unanimous vote, the motion carried.

Peggy Ellis, RN – Board members reviewed the recommendation from the Hearing Officer with Ms. Davis-Oliva describing the sanctions. A rule-to-show-cause hearing was held for Ms. Ellis following a random CE audit in which she was to provide 30 CEs during the 2011-2013 renewal period. Ms. Ellis supplied proof of 6.0 CE's earned during the audit period, but was deficient 24 CE's. Ms. Davis-Oliva stated there were mitigating circumstances with regard to the deficient CE's. The Hearing Officer found that this impeded Ms. Ellis' ability to timely complete her CE's. Ms. Udealer made a motion, seconded by Ms. Littleton, to accept the Hearing Officer Recommendation with a modification of the inclusion of a

letter of reprimand due to the false attestation at the time of renewal. By unanimous vote, the motion carried.

Peggy Dill, RN – Board members reviewed the recommendation from the Hearing Officer with Ms. Davis-Oliva describing the sanctions. A rule-to-show-cause hearing was held for Ms. Dill following a random CE audit in which she was to provide 30 CE's during the 2011-2013 renewal period. Two days prior to the hearing 2 CE's were provided and proof of employment was submitted during the hearing. Ms. Dill was found deficient 28 CE's for the renewal period. Ms. Dill contends that she completed all her CE's but inadvertently shredded all her certificates. The Hearing Officer recommends that the 30.3 CE's that were earned after the renewal period count as make-up CE's. Ms. Tyranski made a motion, seconded by Ms. Nellius, to accept the Hearing Officer Recommendation with a modification to include a letter of reprimand. By unanimous vote, the motion carried.

HEARING PANEL #16

Dr. Contino said Hearing Panel #16 should've been appointed in November 2013. This panel should've served the months of November, December, and January, but will now only serve January 2014. He explained the process of the hearing panel to Ms. Vanderhoogt. Appointed panel members are: Mr. Price (RN Member as Chair), Ms. Udealer (Professional Member), and Ms. Nellius (Public Member). Mr. Price made a motion, seconded by Ms. Bradley, to appoint Hearing Panel #16. By unanimous vote, the motion carried. Mr. Deputy and Ms. Nellius were absent from this vote. Dr. Contino said new panel members will be appointed at the February 2014 meeting.

DISCIPLINARY HEARINGS

None

LEGISLATIVE UPDATE

None

REVIEW OF COMPLIANCE

Dr. Zickafoose talked about a change in the Hearing Officer unit. She explained that licensees that are not compliant with Board orders may have to appear before the Board's Hearing Panels again, rather than the Hearing Officer unit.

Shirley Sutton, LPN – Dr. Zickafoose provided an overview of Ms. Sutton's previous Board Order. She explained that Ms. Sutton has not been compliant with that order. She asked the Board if they felt since the Order, dated 4/25/13, has only been in effect a short time if she should wait five years before taking action or schedule a hearing now. Mr. Price said he felt she should wait five years, and Dr. Contino concurred. Dr. Zickafoose said Ms. Sutton would have to come before the Board if she wants her suspension lifted anyway.

Ms. Lisa Winter-Peterson, RN

Ms. Barbara Showell, RN

Ms. Rebecca Monoco, LPN

Dr. Z reported that Ms. Lisa Winter-Peterson, Ms. Barbara Showell, and Ms. Rebecca Monoco have all met the requirements of their orders and their licenses were then restored to active status with no conditions. The National Practitioner Databank was updated and the licensees received a letter with their new licenses informing them of this decision. Because the Board delegated authority to the Executive Director at a previous Board meeting, no vote was needed for approval.

PRACTICE WITHOUT LICENSURE REVIEWS

Dr. Zickafoose said there was one over 60 days for November and December 2013.

PRACTICE ISSUES

None

EDUCATIONAL ISSUES

CE Provider Application – DE Association of Home & Community Care

Dr. Zickafoose said they have requested that the Board grant provider status for continuing education. Ms. Nellius made a motion, seconded by Ms. Bradley, to approve the request. By unanimous vote, the motion carried.

LICENSURE ISSUES

None

NCSBN

None

LICENSURE RATIFICATION

Ms. Halpern made a motion, seconded by Ms. Littleton, to ratify the licensee list. By unanimous vote, the motion carried. The ratification list is attached at the end of the minutes.

PUBLIC COMMENT

Ms. Ellis asked the Board if they received the CE's she faxed to the Division, and she was told they had received them.

NEXT SCHEDULED MEETING

February 12, 2014 - 9:00 a.m.

861 Silver Lake Blvd., Cannon Building, Conference Room A, Dover, DE 19904.

ADJOURNMENT

The meeting adjourned at 3:00 p.m.

Respectfully Submitted,

A handwritten signature in black ink that reads "Pamela C. Zickafoose". The signature is written in a cursive, flowing style.

Pamela C. Zickafoose, EdD, MSN, RN, NE-BC, CNE
Executive Director, Delaware Board of Nursing

RULES & REGULATIONS PUBLIC HEARING – 1:00 P.M.

The Delaware Board of Nursing held a Rules and Regulations hearing on January 8, 2014, at 1:00 p.m. in the Second Floor Conference Room A, Cannon Building, 861 Silver Lake Blvd., Suite 203, Dover, Delaware.

PRESENT: Robert Contino, Pamela Tyranski, Kathy Bradley, Diane Halpern, Mary Lomax, Madelyn Nellius, Tracy Littleton, Delphos Price, Harland Sanders, Victoria Udealer, Rosemarie Vanderhoogt

RECUSED: None

EXCUSED: David Salati, Lyron Deputy (Mr. Deputy left the meeting at noon)

PURPOSE: The Delaware Board of Nursing pursuant to 24 Del. C. §1904(c), proposes to revise Regulations 9.2.1.1.1 and 9.2.2.3.1 to add the requirement that at least three contact hours of the requisite continuing education needed for renewal or reinstatement must be in the area of substance use disorder.

PRESIDING: Robert Contino, President

DIVISION STAFF: Dr. Pamela Zickafoose, Executive Director
Sheryl Paquette, Nursing Board Liaison

BOARD COUNSEL: Patty Davis-Oliva, Deputy Attorney General

COURT REPORTER: Vera Sitze, Wilcox and Fetzer

The hearing began at 1:00 p.m. Ms. Davis-Oliva said the purpose of this hearing is for the Board to consider adoption of the proposed amendments to the Board's regulations. The amendments, if approved, will become part of the Board's final Rules and Regulations. Pursuant to the Administrative Procedures Act at 29 Del. C. §10115 notice of the proposed amendments to the Rules and Regulations were published in the November 1, 2013 Delaware Register of Regulations. Ms. Davis-Oliva marked collectively as Exhibit #1, affidavits of publication from the Delaware State News and the News Journal advertising today's public hearing. No written comments were received and there were no public comments. Ms. Davis-Oliva said pursuant to 29 Del. C. §10118(a) the public comment period will remain open for 15 days, and written comments will be accepted by the Board 15 days after today's date. The Board will deliberate on any comments received at its next regularly scheduled meeting. The hearing concluded at 1:10 p.m.

HEARING MINUTES

HEARING – Carly Hampton, GN

The Delaware Board of Nursing held a hearing on January 8, 2014 at 11:00 a.m. in the Second Floor Conference Room A, Cannon Building, 861 Silver Lake Blvd., Suite 203, Dover, Delaware.

PRESENT: Robert Contino, Robert Maddex, Dianne Halpern, Madelyn Nellius, Tracy Littleton, Delphos Price, Mary Lomax, Kathy Bradley, Lyron Deputy, Harland Sanders, Pamela Tyranski, Rosemarie Vanderhoogt

RECUSED: None

EXCUSED: David Salati

PURPOSE: Propose to Deny

PRESIDING: Robert Contino, President

BOARD STAFF: Pamela Zickafoose, Executive Director
Sheryl Paquette, Administrative Specialist III

DEPUTY ATTORNEY GENERAL FOR THE BOARD: Patty Davis-Oliva, DAG

DEPUTY ATTORNEY GENERAL FOR THE STATE:

RESPONDENT: Carly Hampton

COUNSEL FOR THE RESPONDENT: None

WITNESSES FOR THE STATE: None

WITNESSES FOR THE RESPONDENT: None

COURT REPORTER PRESENT: Vera Sitze, Wilcox and Fetzer

TIME STARTED: 11:00 a.m.

The recorder took verbatim testimony. The Board members introduced themselves. Ms. Davis-Oliva described the reason for the hearing and confirmed Ms. Hampton was present. Ms. Davis-Oliva marked copies of Ms. Hampton's complete application, as well as all supporting documentation and communication as Board's Exhibit #1 collectively. Ms. Hampton was sworn in at 11:09 a.m. and gave a statement into the record. She stated that when she started work at Christiana Care they had listed a permanent license number for a 'Carly Hampton' in their computer system which led her to believe she was licensed in Delaware. She said she didn't realize it belonged to a different Carly Hampton until October 2013 when she came to the Division and talked to a staff member about renewing her license. Ms. Hampton completed her testimony at 11:15 a.m. and was then questioned by the Board. Dr. Contino asked Ms. Hampton if it was her testimony that she never received any documents from the Division of Professional Regulation stating that her original application was not complete. Ms. Hampton said she never received anything and only knew it was incomplete when she called in September 2013 to ask how to 'renew' her license. The Board then called Ms. Sheryl Paquette, Board Liaison, as a

witness. Ms. Paquette was sworn in at 11:43 a.m. and was questioned by the Board. Dr. Contino asked Ms. Paquette to verify that there is another Ms. Carly Hampton licensed as a nurse with the Division of Profession Regulation in Delaware. Ms. Paquette verified that there is a second licensee named Carly Hampton. Dr. Contino asked if there was any confirmation that Ms. Hampton never received any notification of an incomplete application as stated in previous testimony. Ms. Paquette confirmed that Ms. Hampton was sent several emails notifying her of the missing documentation. Ms. Tyranski asked if there was any indication that the emails were undeliverable and if the email address was the last known email on file. Ms. Paquette stated there was no indication they were not delivered. She also stated that in October 2013 when Ms. Hampton came into the Division that she checked the residential address and email address on the original application with that in the Division's databank and confirmed that these addresses were the same. Ms. Paquette said she then confirmed the addresses with Ms. Hampton as being correct. Ms. Hampton asked if there were any hard copies mailed to her regarding the missing documentation for her application. Ms. Paquette said if an applicant supplies an email address that is the way the Division will communicate with them.

Dr. Contino called Dr. Pamela Zickafoose, Executive Director, as a witness. Dr. Zickafoose was sworn in at 11:48 a.m. Dr. Contino asked her to clarify the length of time temporary permits are issued for. Dr. Zickafoose stated temp permits vary according to category of licensure but usually they are issued in 90 day, 60 day, and 30 day terms. She said the temporary permit clearly states when it is issued and when it expires, and is specific to the one employer the licensee will be employed with. Dr. Contino asked if the temporary permit is mailed to the applicant or if they can take it with them in person. Dr. Zickafoose said in most cases they are mailed to them, but on occasion one can be printed out for the person to take with them if they are at the Division. Ms. Udealer asked if the temporary permit number is the same as the formal license number. Dr. Zickafoose said the temporary permit has a totally different number and is not an actual license, it is just a permit. Ms. Halpern asked if it is the Division's practice to mail the license to the applicant's employer. Dr. Zickafoose stated that the license is mailed to the licensee only. Dr. Contino asked if the employer can verify the licensee's license online and he was told they could through online verification. Mr. Price asked to clarify that since there are two different Carly Hampton's, that Christiana Care could've gone online and gotten a license number for one of the licensees named Carly Hampton, but that the number would not have been for the Carly Hampton attending this hearing. Dr. Zickafoose confirmed that would've been the case and said there was an issue regarding Christiana Care. Ms. Hampton was asked if she had anything else to submit and she said 'no'.

The Board began deliberations at 11:59 a.m. and ended at 12:18 p.m. Ms. Littleton made a motion, seconded by Ms. Bradley, to grant Ms. Hampton a waiver for licensure. By majority vote, the motion carried, with 7 members 'for' the vote, 4 'against', and Dr. Contino abstaining. The hearing concluded at 12:19 p.m.

HEARING MINUTES

HEARING – Stephanie Pokoiski, GN

The Delaware Board of Nursing held a hearing on January 8, 2014 at 1:25 p.m. in the Second Floor Conference Room A, Cannon Building, 861 Silver Lake Blvd., Suite 203, Dover, Delaware.

PRESENT: Robert Contino, Robert Maddex, Dianne Halpern, Madelyn Nellius, Tracy Littleton, Delphos Price, Mary Lomax, Kathy Bradley, Harland Sanders, Pamela Tyranski

RECUSED: Robert Contino

EXCUSED: David Salati, Lyron Deputy (Mr. Deputy left the meeting at noon)

PURPOSE: Propose to Deny

PRESIDING: Pamela Tyranski, Vice-President

BOARD STAFF: Pamela Zickafoose, Executive Director
Sheryl Paquette, Administrative Specialist III

DEPUTY ATTORNEY GENERAL FOR THE BOARD: Patty Davis-Oliva, DAG

DEPUTY ATTORNEY GENERAL FOR THE STATE:

RESPONDENT: Stephanie Pokoiski

COUNSEL FOR THE RESPONDENT: None

WITNESSES FOR THE STATE: None

WITNESSES FOR THE RESPONDENT: None

COURT REPORTER PRESENT: Vera Sitze, Wilcox and Fetzer

TIME STARTED: 1:25 p.m.

The recorder took verbatim testimony. The Board members introduced themselves. Ms. Davis-Oliva described the reason for the hearing and confirmed Ms. Pokoiski was present. Ms. Davis-Oliva marked copies of Ms. Pokoiski's complete application, and supporting documentation, including her letters as Board's Exhibit #1 collectively. Ms. Pokoiski was sworn in at 1:26 p.m. She gave a statement into the record and was questioned by the Board. The Board began deliberations at 1:45 p.m. After deliberations Mr. Price made a motion, seconded by Mr. Sanders, to grant Ms. Pokoiski a waiver to sit for the exam. By unanimous vote, the motion carried. The hearing concluded at 1:52 p.m.

January 2014 Licensee Listing – RN's (202)

L1-0044256	Thomas, Jerlia Shipman	L1-0044310	Weachter, Denise A. Fritiz
L1-0044257	Mampallil, Leni S. George	L1-0044311	Santo, Kelly C.
L1-0044258	Baptiste-Anderson, Geraldine	L1-0044312	Derrickson, Chentell N.
L1-0044259	McClung, Jessica L.	L1-0044313	Marino, Elizabeth B.
L1-0044260	Woelfel, Sharon K.Smock	L1-0044314	Taylor, Christine E. Nowik
L1-0044261	Weigel, Joyce A. Miller	L1-0044315	Cheney, Carol M. McKinnon
L1-0044262	Valerio, Angele M. Solaroli	L1-0044316	Campbell, Jessica D.
L1-0044263	Cameron, Denise Kushnerick	L1-0044317	Haynes, Bendu H.
L1-0044264	Marnich, Bonnie L. Sally	L1-0044318	Moore, Suzanne T. Smith
L1-0044265	Mrkonja, Megan K. Gray	L1-0044319	Davis, Michael A.
L1-0044266	Kosanovich, Jeannine Marie Lehrman	L1-0044320	Gravely-Pace, Tamel L.
L1-0044267	Gramsky, Bonnie Sue Sines	L1-0044321	Bassi, Amy A.
L1-0044268	Watkins, Annette Licciardello	L1-0044322	Boyd, Aaron J.
L1-0044269	Dawson, Robert A.	L1-0044323	Sexton, Jahzaree Z.
L1-0044270	Frederick, Seana Marie Hundley	L1-0044324	Zebrowski, Jessica M.
L1-0044271	Navone, Adam M.	L1-0044325	Kolachny, Michael J., Jr.
L1-0044272	Reeping, Cynthia S. Brown	L1-0044326	LaFrance, Julie A. Hickey
L1-0044273	DeAngelis, Margaret C. Haley	L1-0044327	Malveaux, Nikiesha M.
L1-0044274	Semanko, Helen Zeitz	L1-0044328	Kolumban, Anita Marie Speelman
L1-0044275	Spause, Susan S.	L1-0044329	Fitzgerald, Geraldine Hirsch
L1-0044276	Lander, RuthAnn Page	L1-0044330	Blythe, Maribel Scharon
L1-0044277	Thayer, Narges M.	L1-0044331	Thompson, Rosalin I.
L1-0044278	Youngdahl, Lynne Ann	L1-0044332	Lagrito, Maria Jodilyn A.
L1-0044279	Yetsko, Sandra A. Strayer	L1-0044333	Achu, Francis
L1-0044280	Zafaras, Sharon Sinatra	L1-0044334	Patton, Tammy L. Harper
L1-0044281	Carboni, Gina M.	L1-0044335	Vergara, Marilou A. Mendoza
L1-0044282	Hackshaw, Suzanne G. Charlton	L1-0044336	Monzo-Jordan, Denise T.
L1-0044283	Nievo, Sharon Rose B. Garcia	L1-0044337	Chang, Sophia Y.
L1-0044284	Hampton, Anisha T.	L1-0044338	Woodhouse, Sarah G. Grotzinger
L1-0044285	Havassy, Amy R.	L1-0044339	Polloni, Peter J.
L1-0044286	Rockey, Alison A. Hladchuk	L1-0044340	Bamaca De Leon, Laura B.
L1-0044287	Callaghan, Meaghan E.	L1-0044341	Caldwell, Andrea C.
L1-0044288	Mathe, Kelly M. Hopkins	L1-0044342	Masterson, Kathleen M. Kerrigan
L1-0044289	McKenzie, Renee S.	L1-0044343	Gvodos, Christine M. Ferrier
L1-0044290	Durkalski, Rachelle L.	L1-0044344	Brandli, Patti A. Micale
L1-0044291	Kresak, Karen L.	L1-0044345	Joseph, Leena S. George
L1-0044292	Gartland, Sharon M. Hainsworth	L1-0044346	Tuffuor, Kwame
L1-0044293	Heeren, Doris M. Barcoski	L1-0044347	Tillman, Sabree S. Letherwood
L1-0044294	Stafford, Belynda F.	L1-0044348	Tolashe, Jumokey O.
L1-0044295	Walters, Steven M.	L1-0044349	Whittaker, Cynthia L. Hunt
L1-0044296	Mensah, Patricia Yentumi	L1-0044350	Cessna, Karen A. Olbrich
L1-0044297	Hensel, Terese J. Van Dyke	L1-0044351	Rivera-Rosa, Jasmin
L1-0044298	Lancaster, Emma J. Jones	L1-0044352	Weber, Joan Carol
L1-0044299	Best, Angela K. Caplinger	L1-0044353	Hartman, Adrienne M. Castorina
L1-0044300	Welcome, Charlene Fuller	L1-0044354	Csubak, Jennifer G. Gilbert
L1-0044301	Royall, Gabriele B. Granacher	L1-0044355	Catterall, Karen Ann Nowosielski
L1-0044302	Padgett, Melissa S. Matula	L1-0044356	Currie, Coleen I. Neary
L1-0044303	Plaku, Brunilda Divija	L1-0044357	Miller, Kimberly Rokicka
L1-0044304	Carr, Donna J.	L1-0044358	Armstrong, Colleen A. Romalino
L1-0044305	Erikson, Ashley L.	L1-0044359	Odaji, Ekor W.
L1-0044306	Draine, Myah A.	L1-0044360	Skomorucha, Adam D.
L1-0044307	Steinmann, Ashley E.	L1-0044361	Gelman, Jennifer A. Weston
L1-0044308	Griffiths, Lindsey C.	L1-0044362	Evanko, Carmela L. Calabrese
L1-0044309	Florendo, Mae Grace B.	L1-0044363	Daly, Brandy L.

L1-0044364	Sakoff, Karlie S. Tighe	L1-0044410	Moylan, Lucille Rugulo
L1-0044365	Taiwo, Oluyemi E.	L1-0044411	Moylan, Lucille Rugulo
L1-0044366	Irick, Nicole A.	L1-0044412	Dixon, Nicole M.
L1-0044367	Parker, Jennifer Ware	L1-0044413	Eichenauer, Bette J. Weekley
L1-0044368	Lopez, Ashley M. Martinez	L1-0044414	Arbushites, Amy
L1-0044369	Moffitt, Caitlin R.	L1-0044415	VanDenburgh, Christine M. Oliver
L1-0044370	Mintz, Sophie L.K. Blankensop	L1-0044416	Westphal, Jenny M. Walton
L1-0044371	Diaz-Busick, Eileen E.	L1-0044417	Plover, Colin M.
L1-0044372	Kushnir, Marybeth J. Engel	L1-0044418	Clark, Raymond David
L1-0044373	Smith, Jessica Lynn	L1-0044419	Smith, Donald Stacy
L1-0044374	Lancaster, Qiana T.	L1-0044420	Dykes, Jennie L. Bennett
L1-0044375	Grobarz, Thomas N., Jr	L1-0044421	Jordon, Kathryn M. Meyer
L1-0044376	Gasperi, Ashley C. Tocco	L1-0044422	Maina, Mike M.
L1-0044377	Giles, Jeffrey C.	L1-0044423	Nyadenya, Susy M.
L1-0044378	Dugan, George J.	L1-0044424	Ricketts, Bruce E.
L1-0044379	Darpino, Christine J. Schmidt	L1-0044425	Walls, Melissa J. Smith
L1-0044380	Thomas, Wendy	L1-0044426	May, Heather L.
L1-0044381	Cox, Janet Hogendorn	L1-0044427	Jolly, Daphnie
L1-0044382	Hughes, Arlyn Bunac	L1-0044428	Joorabchi, Nisa
L1-0044383	Randolph, Valerie Peterson	L1-0044429	Morrison, John W.
L1-0044384	O'Steen, Eileen O'Malley	L1-0044430	Josko, Victoria A. Mikkelsen
L1-0044385	Thomas, Caitlin A.	L1-0044431	Kwaidah, Othello S.
L1-0044386	Dash, Rachael A.	L1-0044432	Jester, Phyllis A. Nagle
L1-0044387	Depaul, Annette Samolinski	L1-0044433	Boyce, Patricia M.
L1-0044388	Robinson, Darlene M.	L1-0044434	Bruns, Marjorie L. Ward
L1-0044389	Okorie, Emeka V.	L1-0044435	Evans, Kelly A.
L1-0044390	Barton, Nancy Worthington	L1-0044436	Conway, Karen L. Iles
L1-0044391	Fullerton, Jennifer C.	L1-0044437	Windt, Kimberly A. Kerbeck
L1-0044392	Filip, Margaret G. Moons	L1-0044438	Friedlander, Emily S.
L1-0044393	Smith, Nathan Daniel	L1-0044439	Johnson, Meredith R. Frisina
L1-0044394	VanBuskirk, Suzann Aker	L1-0044440	Earnheart, Rebecca L. Roberts
L1-0044395	Welch, Chermain F. Berge	L1-0044441	Bachand, Kathleen Badamy
L1-0044396	Paris, Eileen T. Neri	L1-0044442	Desalvo, Amanda N.
L1-0044397	Dunn, Teresa A. Sullivan	L1-0044443	Mangion, Kathryn A.
L1-0044398	Wallace-Hopkins, Ayinda A.	L1-0044444	Gardiner, Diana K. Deinarowicz
L1-0044400	Brown, Taffie Ann	L1-0044445	Geiger, Christina L.
L1-0044401	Occident, Darlene P.	L1-0044446	Sim, Elizabeth A. Redd
L1-0044402	Zia, Muhammad Q.	L1-0044447	Ackenbrack, Jennifer L. Woolary
L1-0044403	Gaines, Michelle S. Arons	L1-0044448	Anakwe, Bridget
L1-0044364	Sakoff, Karlie S. Tighe	L1-0044449	Dye, Amber R. Jones
L1-0044400	Brown, Taffie Ann	L1-0044450	Shockley, Amy L.
L1-0044401	Occident, Darlene P.	L1-0044451	Nangligan, Beatriz D.
L1-0044402	Zia, Muhammad Q.	L1-0044452	Royall, Marie-Josephine
L1-0044403	Gaines, Michelle S. Arons	L1-0044453	Rowland, Amy L.
L1-0044404	Bonebrake, Marlee-Jo L. Zemar	L1-0044454	Reis, Janice Kimmey
L1-0044405	Kapczynski, Kaci	L1-0044455	Gioia, Ann Marie
L1-0044406	McGraw, Kelley A.	L1-0044456	Talley, Nichole
L1-0044407	Jean Gilles, Esther	L1-0044457	DeLuca, Heather A. Meehan
L1-0044408	Michalowski, Cathleen	L1-0044458	Cole, Tiffany A.
L1-0044409	Su, Annette A.		

January 2014 Licensee Listing – LPN's (30)

L2-0012172	Omorodion, Cleopatra O.	L2-0012188	Fequiere, Ketnie
L2-0012173	Roberts, Lou Ann Sutton	L2-0012189	Pitner, Maryann
L2-0012174	Mears, Kristen Hamstead	L2-0012190	Pinder, Amanda M.
L2-0012175	Airey, Kandi A.	L2-0012191	Williams-Hufnagel, Minico J.
L2-0012176	Pierre, Marie V.	L2-0012192	Harris, George Y.D.
L2-0012177	Kelly, Taylor Ann	L2-0012193	Karanja, Isaac Mwangi
L2-0012178	Perticari, Amy M. Buck	L2-0012194	Farrell, Colleen A. Martin
L2-0012179	Wilson, Gwendolyn L.	L2-0012195	Rittenhouse, Kimberly A. Ward
L2-0012180	Fred, Daniel Napoleon	L2-0012196	Anderson-Kochel, Lisa
L2-0012181	Dugue, Marie Y. Bernard	L2-0012197	Cooper, Hilary T.
L2-0012182	Kramer, Sheila J. Atwell	L2-0012198	Davis, Michael C.
L2-0012183	Ott, Patricia A. Casey	L2-0012199	Kansler, Thomas S., Jr.
L2-0012184	Jones, Tyese S. Stevenson	L2-0012200	Mayer, Kathy A. West
L2-0012185	Van Weele, Ruth M. Darling	L2-0012201	Ryan, Rebecca A.
L2-0012186	McClellan, Andrea B. Abernathy		
L2-0012187	Lewis-Gray, Shaulene J.		

January 2014 Licensee Listing – APN's (28)

McKenzie, Renee S.	Certified Registered Nurse Anesthetist
Horner, David M.	Certified Registered Nurse Anesthetist
Adams, Denita Peay	Certified Registered Nurse Anesthetist
Dugan, George J.	Certified Registered Nurse Anesthetist
Kapoor, Rati	Certified Registered Nurse Anesthetist
Blood, Faith E.	Certified Registered Nurse Anesthetist
Arbushites, Amy	Certified Registered Nurse Anesthetist
Cormier, Jennifer Fauerbach	Adult NP
Ryals, Jean F.	Adult NP
Ryan, Marion Louise	Adult NP
Stipo, Nicole Rouda	Adult NP
Hunter, Nicole K.	Family NP
Stone, Tracey Cain	Family NP
Spause, Susan S.	Family NP
Glasgow, Flora Jane	Family NP
Brannock, Carrie L.	Family NP
Sia, Stephane Niamkey	Family NP
Evangelista, Eileen San Gabriel	Family NP
Randle, Melody Denise Pole	Family NP
Agbale, Olanike Adejoke	Family NP
Moylan, Lucille Rugulo	Family NP
Lawson, Derek	Family NP
Fleckenstein, Pamela L. Morris	Women's Health Care NP
Gray, Shawana S	Women's Health Care NP
Michalowski, Cathleen	Women's Health Care NP
Divino, Lorna A.	Pediatric NP
Kiser, Jessica Anne	Neonatal NP
Lambert, Jessica A.	Community Health Nursing CNS

APN Prescriptive Authority for January 2014

Family Nurse Practitioner

Joy Magee
John Rosselli
Taylor Burge
Flora Glasgow
Seidatu Salis
Angela Pinheiro
Rosemary Ongaki
Eileen Evangelista
Tracey Stone
Nicole Hunter
Stacy Bradshaw
Olanike Agbale
Tabe Kendema

Adult Nurse Practitioner

Bethanne Mills
Marion Ryan
Jean Ryals
Nicole Stipo

Psychiatric/Mental Health Nurse Practitioner

Taresa Pittman

Women's Health Nurse Practitioner

Pamela Fleckenstein
Shawana Gray

Certified Registered Nurse Anesthetist

David Horner

Neonatal Nurse Practitioner

Jessica Kiser

Pediatric Nurse Practitioner

Lorna Divino
Erin Livezey

Collaborator

Zahid Aslam, MD
Rajshekar Narasimaiah, MD
Lisa Leschek-Gleman, MD
Nicole Alu, DO
Brian Shinkle, DO
Brian McDonough, MD
Tutse Tonwe, MD
Jonathon Raser-Schramm, MD
David Martini, MD
Andrew Himmelstein, MD
Teshina Wilson, DO
Kamar Adeleki, MD
Fadi Damouni, MD

Bhaskar Palekar, MD
Lester Lewis, MD
Irwin Lifrak, MD
Linsey O'Donnell, DO

Khaled Mirza, MD

Nicole Alu, DO
Lester Lewis, MD

Alexandra Budike, MD

Deborah Tuttle, MD

David Epstein, MD
Tetsu Uejima, MD